

MESSAGE NO: 3319308

MESSAGE DATE: 11/15/2013

MESSAGE STATUS: Active

CATEGORY: Countervailing

TYPE: INJ-Injunction PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: PRELIM-Preliminary

FR CITE:

FR CITE DATE:

REFERENCE 3263305
MESSAGE #
(s):

CASE #(s): C-570-978

EFFECTIVE DATE: 10/30/2013

COURT CASE #: 12-00204

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Amended preliminary injunction on high pressure steel cylinders from the People's Republic of China for the period 10/18/2011 through 12/31/2012 (C-570-978), court number 12-00204

1. On 10/30/2013, the U.S. Court of International Trade issued a preliminary injunction enjoining liquidation of certain entries which are subject to the countervailing duty order on high pressure steel cylinders from the People's Republic of China (C-570-978) for the period 10/18/2011 through 12/31/2012. On 11/12/2013, the U. S. Court of International Trade issued an amended preliminary injunction.
2. This amended injunction was issued in connection with court case number 12-00204 and enjoins liquidation of the entries described in paragraph 3 below.
3. Accordingly, until further notice, do not liquidate entries of subject merchandise which: (I) are subject to the countervailing duty order on high pressure steel cylinders from the People's Republic of China; (II) were (a) produced by Beijing Tianhai Industry Co., Ltd.; or Langfang Tianhai High Pressure Container Co., Ltd.; or Tianjin Tianhai High Pressure Container Co., Ltd; and (b) exported by Beijing Tianhai Industry Co., Ltd.; and (III) were entered, or withdrawn from warehouse, for consumption during the period 10/18/2011 through 12/31/2012. Any entries that are set for liquidation must be unset immediately. Continue to suspend liquidation of these entries until liquidation instructions are issued.
4. The second amended temporary restraining order issued by the U.S. Court of International Trade in court number 12-00204 and implemented in message number 3263305, dated 09/20/2013, expired at 5:00 p.m. on 11/06/2013, the fifth business day after which the U.S. Court of International Trade ruled on plaintiff's motion for preliminary injunction.
5. Liquidation instructions for entries affected by the amended injunction have not yet been issued.
6. Effective immediately, CBP is instructed to prevent liquidation of any entries subject to the above.

7. Commerce's APO Docket Center received the above-referenced amended injunction on 11/12/2013. The amended injunction does not require service to take effect. Pursuant to the terms of the amended injunction, no liquidation of the entries covered by the injunction may be made for entries which remain unliquidated as of 10/30/2013.
8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OI:AR.)
9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party